

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STRATTON NEAL PEAY,	:	CIVIL ACTION
Plaintiff	:	
	:	
v.	:	
	:	
DONALD VAUGHN, et al.,	:	
Defendants	:	NO. 02-2688

ORDER

AND NOW, this day of , 2003, upon consideration of the Joint Defense Motion to Stay Pretrial Filings Pending Disposition of the Motions for Summary Judgment, it is hereby ORDERED that said motion is GRANTED. A new scheduling order will be issued after the disposition of both summary judgment motions, if necessary.

BY THE COURT:

Jacob P. Hart
UNITED STATE MAGISTRATE JUDGE.

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STRATTON NEAL PEAY,

Plaintiff

CIVIL ACTION

v.

DONALD VAUGHN, et al.,

Defendants

NO. 02-2688

**JOINT DEFENSE MOTION TO STAY PRETRIAL FILINGS PENDING DISPOSITION
OF THE SUMMARY JUDGMENT MOTIONS**

1. This Court issued a Scheduling Order on June 10, 2003 setting the deadline for fact and expert discovery at July 25, 2003.
2. By the same order, dispositive motions and Daubert motions were to be filed by August 15, 2003.
3. Moreover, all Motions in Limine and a Pretrial Stipulation, signed by all counsel, must be filed by August 29, 2003.
4. A final Pretrial Conference and Jury Selection are to take place on September 15, 2003, with trial to follow immediately.
5. Commonwealth defendants Superintendent Vaughn, Sergeant Thomas and Corrections Health Care Administrator Knauer filed a Motion for Summary Judgment on August 15, 2003.
6. Defendant Dr. Smith also filed a Motion for Summary Judgment on August 15, 2003.
7. In the interest of efficiency, all defendants now move this Court to stay pretrial filings pending the disposition of their summary judgment motions, if necessary.

ATTORNEY GENL

215 560 1031

08/19 '03 16:29 NO.892 04/05

WHEREFORE, defendants respectfully request this Court to stay pretrial filings until
after the disposition of their summary judgment motions, if necessary.

BY:



Alan S. Gold
Gold Butkovitz & Robins
Manor Professional Building
7837 Old York Road
Elkins Park, PA 19027

D. MICHAEL FISHER
ATTORNEY GENERAL

BY:



Patrick J. McMonagle
Deputy Attorney General
Identification No. 83890

Office of Attorney General
21 S. 12th Street, 3rd Floor
Philadelphia, PA 19107-3603
Telephone No. (215) 560-2933
Fax: (215) 560-1031

Susan J. Forney
Chief Deputy Attorney General
Chief, Litigation Section

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STRATTON NEAL PEAY,
Plaintiff

v.

DONALD VAUGHN, et al.,
Defendants

: CIVIL ACTION
:
:
:
:
:
:
:
:

NO. 02-2688

CERTIFICATE OF SERVICE

I, Patrick J. McMonagle, hereby certify that a true and correct copy of the Joint Defense Motion to Stay Pretrial Filings Pending Disposition of the Motions for Summary Judgment was mailed on August 19, 2003, by first class mail, postage prepaid, to:

Angus R. Love
Institutional Law Project
924 Cherry Street
Suite 523
Philadelphia, PA 19107

Alan S. Gold
Gold Butkovitz & Robins
Manor Professional Building
7837 Old York Road
Elkins Park, PA 19027

D. MICHAEL FISHER
ATTORNEY GENERAL

BY: Patrick J. McMonagle
Patrick J. McMonagle
Deputy Attorney General
Identification No. 83890

Office of Attorney General
21 S. 12th Street, 3rd Floor
Philadelphia, PA 19107-3603
Telephone No. (215) 560-2933
Fax: (215) 560-1031

Susan J. Forney
Chief Deputy Attorney General
Chief, Litigation Section